IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

DISTRICT:

CIVIL APPLICATION NO. 2314 OF 2005

IN

FIRST APPEAL (St.) NO. 46936 OF 2001

Office Notes,Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Ms. Nayana Thatte i/by Mr. S.S.Bhise for the Applicant.

None for the Respondents.

CORAM: S.B.DESHMUKH, J.

DATE : 21ST AUGUST,2006

P.C.:

Heard learned Counsel Ms. Nayana Thatte i/by Mr. S. S. Bhise, learned Counsel, who appears for the applicant.

2. By this application, the applicant is seeking condonation of 32 days delay occurred in filing the first appeal in this Court. In paragraph no.2 of the civil application, the explanation tendered for the delay caused, is regarding financial

difficulty. The applicant was not in a position to make arrangement of court fee for filing of this first appeal in this court.

3. Despite service, none appears for the respondents. In this view of the matter, uncontroverted statement made in the application is accepted. I am, therefore, inclined to condone the delay of 32 days in filing the present first appeal.

4. The civil application, accordingly, is allowed. Delay of about 32 days in filing the first appeal is condoned.

5. The civil application is disposed of, accordingly.

Sd/-

(S.B.DESHMUKH, J.)